



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/922,261	08/03/2001	Donald C. Lo	10001-136-999

CONFIRMATION NO. 9437

FORMALITIES LETTER



\*OC00000007156952\*

 PENNIE & EDMONDS LLP  
 1155 Avenue of the Americas  
 New York, NY 10036-2711

Date Mailed: 12/05/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/07/2002 SDENB0B1 C0000071 161150 09922261

01 FC:205

65.00 CH



Express Mail No.: EL 477 033 933 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: LO *et al.*

Serial No.: 09/922,261, Divisional of Serial  
No. 09/461,697 which issued as U.S. Patent  
No. 6,277,974 on August 21, 2001

Art Unit: 1653

Filed: August 3, 2001

Examiner: To be assigned

For: COMPOSITIONS AND METHODS FOR  
DIAGNOSING AND TREATING  
CONDITIONS, DISORDERS, OR  
DISEASES INVOLVING CELL DEATH

Attorney Docket No: 10001-136-999

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents  
**BOX MISSING PARTS**  
Washington, DC 20231

Sir:

In response to a Notice to File Missing Parts of Nonprovisional Application ("Notice"), mailed December 5, 2001, in connection with the above-identified application, Applicants submit herewith: (1) a copy of Part 2 of the Notice; (2) a Declaration executed by the inventors Donald C. Lo, Shawn Barney, Mary Beth Thomas, Stuart Portbury, Kasturi Puranam and Lawrence Katz, as set forth in previous application serial no. 09/461,697 which issued as U.S. Patent No. 6,277,974 on August 21, 2001.

Pursuant to 37 C.F.R. §1.16(e), the surcharge required for filing of the Declaration is believed to be \$65.00. Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150, along with any deficiencies in fees due. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date January 31, 2002

By: Lawrence S. Graham Reg. No. 49,020  
Laura A. Coruzzi 30,742  
Laura A. Coruzzi (Reg. No.)

**PENNIE & EDMONDS LLP**  
1155 Avenue of the Americas  
New York, New York 10036-2711  
(212) 790-9090

Enclosure